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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Gregory Francis Schmidt,

10 Petitioner,

11 v.

12 David Shinn, et al.,

13 Respondents.
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No. CV-19-04939-PHX-ROS

ORDER

15 On November 1, 2020, Magistrate Judge Camille D. Bibles issued a Report and
16 Recommendation (“R&R”) recommending Petitioner Gregory Francis Schmidt’s amended
17 petition seeking a federal writ of habeas corpus (Doc. 4) be denied as barred by the
18 Antiterrorism and Effective Death Penalty Act of 1996 statute of limitations. Petitioner’s
19 objections were due November 19, 2020. Petitioner did not file any objections. The R&R
20 will be adopted in full.

21 Accordingly,

22 **IT IS ORDERED** the Report and Recommendation (Doc. 15) is **ADOPTED IN**
23 **FULL.**

24 **IT IS FURTHER ORDERED** the Amended Petition for Writ of Habeas Corpus
25 (Doc. 4) is **DENIED** and **DISMISSED WITH PREJUDICE.**

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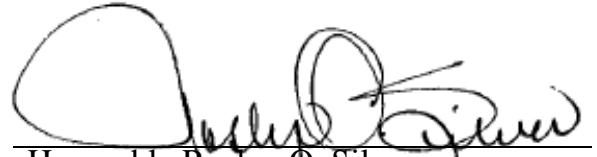
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1 **IT IS FURTHER ORDERED** a Certificate of Appealability is **DENIED** because
2 dismissal of the petition is justified by a plain procedural bar and jurists of reason would
3 not find the procedural ruling debatable and Petitioner does not make a substantial showing
4 of the denial of a constitutional right.

5 **IT IS FURTHER ORDERED** the Clerk of Court shall close this matter.

6 Dated this 8th day of December, 2020.

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11 Honorable Roslyn O. Silver
12 Senior United States District Judge
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